

1 DENNIS STEWART (Bar No. 99152)
2 dstewart@gustafsongluek.com
3 GUSTAFSON GLUEK PLLC
4 600 West Broadway, Suite 3300
5 San Diego, CA 92101
6 Telephone: (612) 333-8844
7 Facsimile: (612) 339-6622
8
9 Attorneys for Plaintiffs Shannon
10 Ray, Katherine Sebbane, Khala
11 Taylor, Peter Robinson, and Rudy
12 Barajas, Individually and on Behalf
13 of All Those Similarly Situated
14 [additional attorneys listed on
15 signature page]

CAROLYN HOECKER LUEDTKE
(Bar No. 207976)
carolyn.luedtke@mto.com
JUSTIN P. RAPHAEL
(Bar No. 292380)
justin.rafael@mto.com
MEGAN MCCREADIE
(Bar No. 330704)
megan.mccreadie@mto.com
DANIEL E. RUBIN
(Bar No. 359920)
Daniel.rubin@mto.com
MUNGER, TOLLES & OLSON LLP
560 Mission Street, 27th Flr.
San Francisco, CA 94105-2907
Telephone: (415) 512-4000
Facsimile: (415) 512-4077

Attorneys for Defendant
National Collegiate Athletic
Association, an
Unincorporated Association.

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

SHANNON RAY, KATHERINE SEBBANE,
KHALA TAYLOR, PETER ROBINSON, AND
RUDY BARAJAS, individually and on
behalf of all those similarly
situated

Plaintiffs.

v.

NATIONAL COLLEGIATE ATHLETIC
ASSOCIATION, an unincorporated
association.

Defendant.

CLASS ACTION

JOINT STIPULATION AND
ORDER FOR CONTINUANCE OF
SUMMARY JUDGMENT HEARING AND
MODIFYING SCHEDULE

No. 1:23-cv-00425 WBS CSK

Judge: The Honorable William B.
Shubb
Assigned to Hon. Judge Chi Soo
Kim for Non-Dispositive Issues

1 Whereas, there have only been modest modifications to the
2 case schedule to date;

3 Whereas, the parties have engaged in settlement
4 conversations to try to resolve this action and are now retaining
5 a mediator to assist in continuing those conversations in
6 October;

7 Whereas, the parties wish to continue the September 29, 2025
8 hearing date for the pending motion for summary judgment to the
9 next available date, which is November 10, 2025, to allow more
10 time to explore resolution of the action;

11 Whereas, the parties have met and conferred and agreed to
12 extend the remaining case deadlines approximately 30 days to
13 allow the parties time to focus on settlement discussions prior
14 to the close of fact discovery and upcoming expert reports;

15 Whereas, this proposal does not seek to modify the trial
16 date;

17 Whereas, the parties have agreed on the following proposed
18 modifications to the schedule:

19 • An extension of the deadline for expert reports from
20 October 24, 2025, to November 24, 2025, and for
21 rebuttal reports from December 5, 2025, to January 9,
22 2026;

23 • An extension of the close of fact discovery from
24 October 24, 2025, to November 24, 2025, and the close
25 of expert discovery from December 19, 2026 to January
26 26, 2026;

27
28

1 • An extension of the deadline for dispositive or *Daubert*
2 motions from December 22, 2025, to February 2, 2026
3 with a briefing schedule as set forth below;

4

5 IT IS HEREBY STIPULATED by and between the parties, in
6 accordance with Local Rule 144, that, if necessary:

7 1. The parties will appear for a summary judgment hearing
8 on November 10, 2025.

9 2. The parties agree that the response date for all
10 outstanding discovery requests is extended by 30 days.

11 3. The parties will serve expert reports by November 24,
12 2025, and will serve rebuttal reports by January 9,
13 2025;

14 4. The deadline for the close of fact discovery will be
15 November 24, 2025, and the close of expert discovery on
16 January 26, 2026; and

17 5. The parties will file any dispositive or *Daubert*
18 motions no later than February 2, 2026. Oppositions to
19 any such motions will be due March 9, 2026, and reply
20 briefs due March 27, 2026. Should either party choose
21 to submit a dispositive or *Daubert* motion prior to the
22 deadline the briefing timeline in the local rules shall
23 apply unless otherwise negotiated by the parties and
24 approved by the Court.

25

26

27

28

1 Respectfully submitted, MUNGER, TOLLES & OLSON LLP
2 DATED: September 26, 2025 By: /s/ Carolyn Hoecker Luedtke
3 CAROLYN HOECKER LUEDTKE
4 CAROLYN HOECKER LUEDTKE
5 (State Bar No. 207976)
6 carolyn.luedtke@mto.com
7 JUSTIN P. RAPHAEL
8 (State Bar No. 292380)
9 Justin.Raphael@mto.com
10 MEGAN MCCREADIE
11 (State Bar No. 330704)
12 megan.mccreadie@mto.com
13 DANIEL E. RUBIN
14 (State Bar No. 359920)
15 daniel.rubin@mto.com
16 MUNGER, TOLLES & OLSON LLP
17 560 Mission Street,
18 Twenty-Seventh Floor
19 San Francisco, California
20 94105-2907
21 Telephone: (415) 512-4000
22 Facsimile: (415) 512-4077

13 *Attorneys for Defendant*
14 *National Collegiate Athletic*
15 *Association*

16 GUSTAFSON GLUEK PLLC
17

Dated: September 26, 2025 By: /s/ Dennis Stewart
18 DENNIS STEWART
19 DENNIS STEWART
20 (State Bar No. 99152)
21 dstewart@gustafsongluek.com
22 DANIEL E. GUSTAFSON
23 (#202241 pro hac)
dgustafson@gustafsongluek.com
24 GUSTAFSON GLUEK PLLC
Canadian Pacific Plaza
120 South 6th Street, Suite 2600
Minneapolis, MN 55402
Telephone: (612) 333-8844
Facsimile: (612) 339-6622

25 *Attorneys for Plaintiffs Shannon*
26 *Ray, Katherine Sebbane, Khala*
27 *Taylor, Peter Robinson, and Rudy*
Barajas, Individually and on
Behalf of All Those Similarly
Situated

1 COLEMAN & HOROWITT, LLP
2

3 DARRYL J. HOROWITT
4 (State Bar No. 100898)
5 dhorowitz@ch-law.com
6 COLEMAN & HOROWITT, LLP
7 499 West Shaw, Suite 116
8 Fresno, CA 93704
9 Telephone: (559) 248-4820
10 Facsimile: (559) 248-4830

11 *Attorneys for Plaintiffs Shannon Ray, Katherine Sebbane, Khala Taylor, Peter Robinson, and Rudy Barajas, Individually and on Behalf of All Those Similarly Situated*

12 KIRBY McINERNEY LLP
13

14 ROBERT J. GRALEWSKI, JR.
15 (State Bar No. 196410)
16 bgralewski@kmllp.com
17 MARKO RADISAVLJEVIC
18 (State Bar No. 306552)
19 mradisavljevic@kmllp.com
20 KIRBY McINERNEY LLP
21 600 B Street, Suite 2110
22 San Diego, California 92101
23 Telephone: (619) 784-1442

24 *Attorneys for Plaintiffs Shannon Ray, Katherine Sebbane, Khala Taylor, Peter Robinson, and Rudy Barajas, Individually and on Behalf of All Those Similarly Situated*

1 THE LAW OFFICES OF LEONARD B.
2 SIMON P.C.

3 LEONARD B. SIMON
4 (State Bar No. 58310)
5 lens@rgrdlaw.com
6 THE LAW OFFICES OF LEONARD B.
7 SIMON P.C.
8 655 West Broadway, Suite 1900
9 San Diego, CA 92101
10 Telephone: (619) 818-0644
11 Facsimile: (619) 231-7423

12 *Attorneys for Plaintiffs Shannon
13 Ray, Katherine Sebbane, Khala
14 Taylor, Peter Robinson, and Rudy
15 Barajas, Individually and on
16 Behalf of All Those Similarly
17 Situated*

18 FAIRMARK PARTNERS, LLP

19 JAMES CROOKS
20 (State Bar No. 310447)
21 (pro hac)
22 jamie@fairmarklaw.com
23 MICHAEL LIEBERMAN
24 DC Bar No. 1033827
25 (pro hac)
26 michael@fairmarklaw.com
27 FAIRMARK PARTNERS, LLP
28 1001 G Street NW, Suite 400E
Washington, DC 20001
Telephone: (619) 507-4182

19 *Attorneys for Plaintiffs Shannon
20 Ray, Katherine Sebbane, Khala
21 Taylor, Peter Robinson, and Rudy
22 Barajas, Individually and on
23 Behalf of All Those Similarly
24 Situated*

FILER'S ATTESTATION

Pursuant to L.R. 5-4.3.4(2), I certify that all other signatories listed, and on whose behalf the filing is submitted, concur in this filing's content and have authorized this filing.

/s/ Carolyn Hoecker Luedtke
Carolyn Hoecker Luedtke

CERTIFICATE OF SERVICE

2 I hereby certify that on September 26, 2025, I
3 electronically filed the foregoing with the Clerk of the Court
4 using the CM/ECF system, which will send notification of such
5 filing to all attorneys of record registered for electronic
6 filing.

/s/ Carolyn Hoecker Luedtke
Carolyn Hoecker Luedtke

ORDER

The Court, having considered the parties' stipulation, and cause appearing, hereby orders that:

1. The parties having been informed that the next available hearing date is October 14, 2025, and agreeing to that date, the hearing for the Plaintiffs' motion for summary judgment will be continued from September 29, 2025 to October 14, 2025 at 1:30 p.m.;
2. The parties will serve expert reports by November 24, 2025, and will serve rebuttal reports by January 9, 2026;
3. The deadline for the close of fact discovery will be November 24, 2025;
4. The deadline for the close of expert discovery will be January 26, 2026;
5. The parties will file any dispositive or *Daubert* motions by February 2, 2026;
6. Oppositions to any dispositive or *Daubert* motions will be due March 9, 2026;
7. Replies in support of any dispositive or *Daubert* motions will be due March 27, 2026;
8. Should either party choose to submit a dispositive or *Daubert* motion prior to the deadline the briefing timeline in the local rules shall apply unless otherwise negotiated by the parties and approved by the Court.

Dated: September 26, 2025

William W. Shubert

WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE